

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

KIMBERLY TRETO,

Plaintiff,

vs.

DELTA AIR LINES, INC., a Delaware  
Corporation; and SKYWEST AIRLINES, a Utah  
Corporation,

Defendants.

No. 2:16-cv-01770-MJP

**AMENDED STIPULATED MOTION  
AND ORDER TO EXTEND DATE  
FOR CLOSE OF DISCOVERY**

NOTE ON MOTION CALENDAR:  
MAY 24, 2018

**I. STIPULATION**

The parties hereto, through their undersigned counsel, hereby stipulate as follows:

1. As a result of the absence of counsel due to previously scheduled vacations and other conflicts of counsel; delayed discovery due to discovery disputes; difficulty scheduling and re-scheduling multiple out of state witnesses, including healthcare providers; out of state defense witness unavailability due to scheduling and employment/flight conflicts; and new additional fact and expert witnesses recently disclosed in amended disclosures, the parties have not been able, and will not be able to complete discovery before the current date for close of discovery, which is May 25, 2018.

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DISCOVERY – Page 1

Case No. 2:16-cv-01770-MJP  
3321 he240501

*Law Offices Of*

**KRUTCH LINDELL BINGHAM JONES, P.S.**

600 University Street, Suite 1701  
Seattle, WA 98101-3303  
(206) 682-1505 FAX: (206) 467-1823

1           2.       Among the recently disclosed witnesses are the identities of two individuals  
2 who were passengers seated in the seats in the subject aircraft, in seats immediately in front of  
3 Plaintiff's seat, on the third flight following the flight on which Plaintiff alleges she was  
4 injured. Defendant SkyWest has also recently amended its expert witness disclosure to  
5 endorse an expert economist. In addition, additional rebuttal witnesses may be necessary as a  
6 result of recent depositions of Defendant SkyWest's employees.

7  
8           3.       Defense counsel Mark Northcraft, who has been handling liability discovery  
9 for the defense, will be unavailable from May 28, 2018 to June 19, 2018. Plaintiff's counsel was  
10 out of the country for three weeks beginning on April 16, 2018.

11           4.       The parties have agreed to cooperate in completing the depositions of  
12 remaining previously disclosed witnesses and newly disclosed witnesses. Because of Mr.  
13 Northcraft's impending absence, the parties have agreed to request that the Court extend close  
14 of discovery to July 20, 2018 before which the parties are confident all discovery can be  
15 completed, barring any new and unforeseen developments.

16  
17           5.       The parties do not believe that the granting of this motion and extending the  
18 close of discovery as requested will impact the parties' ability to comply with all other  
19 deadlines imposed by the Court in this case.

20  
21           DATED this 24th day of May, 2018.

22                           KRUTCH LINDELL BINGHAM  
23                           JONES, P.S.

24                           By: /s/ Jeffrey C. Jones  
25                           Jeffrey C. Jones, WSBA #7670  
26                           Attorney for Plaintiff

1  
2 NORTHCRAFT, BIGBY & BIGGS, P.C.  
3

4  
5 By: /s/ Mark S. Northcraft  
6 Mark S. Northcraft, WSBA #7888  
7 Aaron D. Bigby, WSBA #29271  
8 Attorneys for Defendants

9  
10 **II. ORDER**

11 THIS MATTER having come on before the Court upon the above stipulation of the  
12 parties, now, therefore, it is

13 ORDERED that the close of discovery herein is extended until July 20, 2018.

14 DATED this 2<sup>nd</sup> day of May, 2018.

15  
16   
17 THE HONORABLE MARSHA PECHMAN

18 AGREED AND APPROVED FOR ENTRY:

19 KRUTCH LINDELL BINGHAM  
20 JONES, P.S.

21 By: /s/ Jeffrey C. Jones  
22 Jeffrey C. Jones, WSBA #7670  
23 Attorney for Plaintiff

24 NORTHCRAFT, BIGBY & BIGGS, P.C.

25 By: /s/ Mark S. Northcraft  
26 Mark S. Northcraft, WSBA #7888  
Aaron D. Bigby, WSBA #29271  
Attorneys for Defendants

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